

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Garcia,

No. CV12-00004 JSW

Plaintiff,

**ORDER SCHEDULING TRIAL AND
PRETRIAL MATTERS**

v.

Safeway Inc.,

Defendant.

Following the Case Management Conference, IT IS HEREBY ORDERED that the Case Management Statement is adopted, except as expressly modified by this Order. It is further ORDERED that:

A. DATES

Jury Trial Date: 1/14/2013, at 8:00 a.m., 3 day estimate

Pretrial Conference: Monday, 12/17/2012, at 2:00 p.m.

Last Day to Hear Dispositive Motions: Friday, 10/5/2012, 9:00 a.m.

Close ALL Discovery: 8/31/2012

B. DISCOVERY

The parties are reminded that a failure voluntarily to disclose information pursuant to Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of non-expert discovery, lead counsel for each party shall serve and file a certification that all supplementation has been completed.

C. ALTERNATIVE DISPUTE RESOLUTION

This matter is referred for assignment to Magistrate Judge Maria-Elena James to conduct

1 a settlement conference. The parties will be contacted by that judge's chambers with a date and
2 time for the conference.

3 **D. PROCEDURE FOR AMENDING THIS ORDER**

4 No provision of this order may be changed except by written order of this court upon its
5 own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b)
6 without a showing of very good cause. If the modification sought is an extension of a deadline
7 contained herein, the motion must be brought before expiration of that deadline. The parties
8 may not modify the pretrial schedule by stipulation. A conflict with a court date set after the
9 date of this order does not constitute good cause. The parties are advised that if they stipulate to
10 a change in the discovery schedule, they do so at their own risk. The only discovery schedule
11 that the Court will enforce is the one set in this order. Additionally, briefing schedules that are
12 specifically set by the court may not be altered by stipulation; rather the parties must obtain
13 leave of Court.

14 **IT IS SO ORDERED.**

15 Dated: April 19, 2012

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18 JEFFREY S. WHITE
19 UNITED STATES DISTRICT JUDGE
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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

TONY GARCIA,
Plaintiff,

Case Number: CV12-00004 JSW

CERTIFICATE OF SERVICE

v.

SAFEWAY INC. et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on April 19, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Tony Garcia
2500 Fleetwood Drive
San Bruno, CA 94066

Dated: April 19, 2012



Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk